



SO ORDERED.

SIGNED this 5th day of December, 2016.


 BENJAMIN A. KAHN
 UNITED STATES BANKRUPTCY JUDGE

C-13-16(FTP)
 (Rev. 6/04)

**UNITED STATES BANKRUPTCY COURT
 MIDDLE DISTRICT OF NORTH CAROLINA**

In Re:)
)
 Hughes, Brenda J. xxx-xx-2767)
 4779 Salem Church Road)
 Denton, NC 27239)
 Debtor.)

ORDER

No: 16-10643 C-13G

This case came before the Court for hearing on November 29, 2016, on the Objection filed by the Debtor to Claim 2 of MTGLQ Investors, LP, filed as secured in the amount of \$56,032.46 on an account with last four digits 5033. All necessary parties having been given adequate notice of the Objection and hearing, at the hearing, the attorney for the Debtor appeared; the attorney for MTGLQ Investors, LP, appeared; and, the Trustee appeared.

The Court finds after hearing on the Objection filed by the Debtor to Claim 2 of MTGLQ Investors, LP, ("Claimant") that the Claimant has filed Claim 2 as secured in the amount of \$56,032.46 but has failed to provide evidence of a lien against property of the estate. The Court further finds that Claim 2 as currently filed fails to document personal liability of the Debtor to the Claimant. The Court finds Claim 2 should be disallowed as a secured claim without prejudice to the Claimant seeking relief from stay to proceed with a reformation action. The Court further finds the Claimant should be allowed until December 8, 2016, to amend Claim 2 to document personal liability of the Debtor with Claim 2 to be disallowed in full if the claim is not amended on or before December 8, 2016, to document personal liability of the Debtor and if timely amended to document personal liability of the Debtor, the rights of all parties are reserved as to any objection to the claim as amended; and, it is further,

ORDERED that Claim 2 of the Claimant is disallowed as a secured claim without prejudice to the Claimant seeking relief from stay to proceed with a reformation action; and, it is further

ORDERED that the Claimant is allowed until December 8, 2016, to amend Claim 2 to document personal liability of the Debtor with Claim 2 to be disallowed in full if the claim is not amended on or before December 8, 2016, to document personal liability of the Debtor and if timely amended to document personal liability of the Debtor, the rights of all parties are reserved as to any objection to the claim as amended.

END OF DOCUMENT

PARTIES TO BE SERVED

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